

Attorney's Docket No.: 07043-110001
Client's Ref. No.: B00-045-1

OFFICIAL COMMUNICATION FACSIMILE:**OFFICIAL FAX NO: (703) 872-9306**

Number of pages including this page 22

Applicant : Robert A. Conant et al.
Serial No. : 09/584,835
Filed : May 31, 2000

Art Unit : 2872
Examiner : Mark A. Robinson

Title : Staggered Torsional Electrostatic Combdrive And Method Of Forming Same

MAIL STOP PETITION

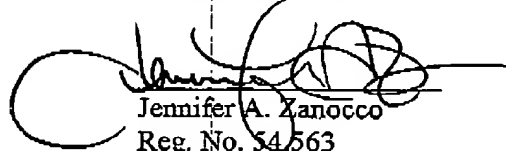
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet are the following documents faxed
this 7th day of February, 2005, to the United States Patent and Trademark Office:

Petition to Withdraw Notice of Abandonment (2 pages)
Declaration by David J. Goren (2 pages)
Fish & Richardson Docket Report (2 pages)
Copy of Notice of Allowance mailed August 11, 2004 (6 pages)
Copy of Revocation and New Power of Attorney (4 pages)
Response to Notice of Allowance (1 page)
Issue Fee Transmittal - Part B (1 page)
Comments on Statement of Reasons for Allowance (1 page)
Change of Correspondence Address (1 page)
Fee Address Indication Form (1 page)

Respectfully submitted,

Date: February 7, 2005



Jennifer A. Zanolocco
Reg. No. 54,563

Customer No. 26181
Fish & Richardson P.C.
Telephone: (650) 839-5070
Fax: (650) 839-5071

50259991.doc

NOTE: This facsimile is intended for the addressee only and may contain privileged or confidential information. If you have received this facsimile in error, please immediately call us collect at (650) 839-5070 to arrange for its return. Thank you.

Attorney's Docket No.: 07043-110001 / B00-045-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Robert A. Conant et al. Art Unit : 2872
Serial No. : 09/584,835 Examiner : Mark A. Robinson
Filed : May 31, 2000
Title : STAGGERED TORSIONAL ELECTROSTATIC COMBDRIVE AND METHOD
OF FORMING SAME

MAIL STOP PETITIONS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW NOTICE OF ABANDONMENT

Applicant hereby petitions under §1.181(a) for the Withdrawal of Holding of Abandonment, mailed January 3, 2005. The application was abandoned on the grounds that the Issue Fee was not paid. The applicant submits that the Notice of Allowance of August 11, 2004, was never received. The undersigned, applicant's attorney of record, first became aware of the abandonment on January 20, 2005, upon receipt of the Notice of Abandonment and submits that this petition to withdraw the Notice is being promptly submitted as required by 37 C.F.R. §1.8(b)(1).

A Revocation and New Power of Attorney and Change of Correspondence address was sent to the Patent Office on August 9, 2004, by facsimile (copy enclosed).

The following documents are submitted as proof that the Notice of Allowance mailed August 11, 2004, was never received:

1. A statement from David J. Goren stating that the Notice of Allowance was not received by Fish & Richardson P.C. prior to the mailing of the Notice of Abandonment.

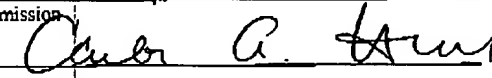
CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

Date of Transmission

2-7-05

Signature



Typed or Printed Name of Person Signing Certificate

Carlos A. Izumel

Applicant : Robert A. Conant et al.
Serial No. : 09/584,835
Filed : May 31, 2000
Page : 2 of 2

Attorney's Docket No.: 07043-110001 / B00-045-1

2. A copy of Fish & Richardson's docket record, indicating where the non-received Office communication would have been entered had it been received and docketed.

3. A copy of the Notice of Allowance showing the mailing address as Morgan, Lewis & Bockius, LLP.

Also enclosed is a Response to the Notice of Allowance, a completed Issue Fee Transmittal PTOL-85, Comments on the Statements of Reasons for Allowance, Change of Correspondence Address and a Fee Address Indication Form. The copy of the Notice of Allowance was generated by accessing the PAIR system after receiving the Notice of Abandonment.

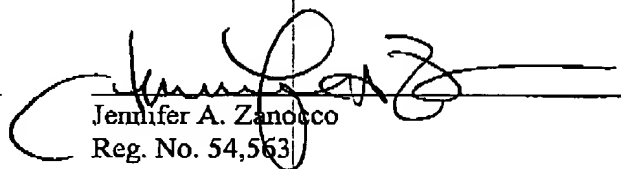
The entire delay in filing the required reply was unintentional. Applicant respectfully requests that the Notice of Abandonment be withdrawn.

No fee is believed to be due. If, however, there are any charges or credits, please apply them to Deposit Account No. 06-1050.

Respectfully submitted,

Date:

Feb 7, 2005


Jennifer A. Zandocco
Reg. No. 54,563

Customer No. 26181
Fish & Richardson P.C.
Telephone: (650) 839-5070
Facsimile: (650) 839-5071

50257064.doc

Attorney's Docket No.: 07043-110001 / B00-045-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED
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FEB 07 2005

Applicant : Conant et al.
Serial No. : 09/584,835
Filed : May 31, 2000
Title : STAGGERED TORSIONAL ELECTROSTATIC COMBDRIVE AND METHOD
OF FORMING SAME

Art Unit : 2872
Examiner : Mark A. Robinson

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION BY DAVID J. GOREN

I, David J. Goren, declare as follows:

I am an attorney of the law firm of Fish & Richardson P.C., and an attorney of record in the above matter.

I first became aware of the abandonment of the above patent on January 20, 2005, upon receiving a Notice of Abandonment as forwarded from Burns Doane Swecker & Mathis LLP. The Notice of Abandonment was addressed to Morgan, Lewis & Bockius, LLP, rather than to Fish & Richardson P.C.

Apparently, the Notice of Abandonment was forwarded from Morgan, Lewis & Bockius, LLP to Burns Doane Swecker & Mathis LLP, and then from Burns Doane Swecker & Mathis LLP to Fish & Richardson P.C.

On August 9, 2004, prior to the mailing of the Notice of Allowance, I submitted a Revocation and New Power of Attorney and Change of Correspondence Address to the Patent Office by facsimile to make Fish & Richardson P.C. the correspondence address of record.

I never received the Notice of Allowance mailed on August 11, 2004. The Notice of Allowance also was addressed to Morgan, Lewis & Bockus, LLP, rather than to Fish & Richardson P.C.

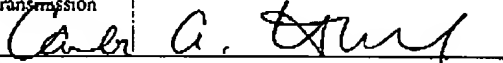
CERTIFICATE OF TRANSMISSION BY FACSIMILE

I hereby certify that this correspondence is being transmitted by facsimile to the Patent and Trademark Office on the date indicated below.

February 7, 2005

Date of Transmission

Signature



Carlos A. Brasil

Typed or Printed Name of Person Signing Certificate

Applicant : Robert A. Conant et al.
Serial No. : 09/584,835
Filed : May 31, 2000
Page : 2 of 2

Attorney's Docket No.: 07043-110001 / B00-045-1

I searched the file jacket to confirm that the Notice of Allowance was not received.

I obtained a copy of the Notice of Allowance from the PAIR system.

The attached docketing report shows that Fish & Richardson P.C. did not receive the correspondence mailed on August 11, 2004. When Patent Office correspondence is received, it is directed to a docketing clerk. The docketing clerk accesses our computer docketing system and creates a record for the correspondence. The docketing clerk enters the required action and due date. Had Fish & Richardson P.C. received the Notice of Allowance, an entry having a base date of August 11, 2004 and a due date of November 11, 2004, would appear on the second page of the docketing report

Respectfully submitted,

Date: 2/7/05

David J. Goren

David J. Goren
Reg. No. 34,609

50258697.doc

F&R#	07043-110001		PRINTED ON: 1/20/2005	
COUNTRY	US UNITED STATES		TITLE	PRIOR
NEW/CON	NEW	SERIAL# 09/584,835	800-045 STAGGERED TORSIONAL ELECTROSTATIC COMBDRIVE AND METHOD OF FORMING SAME	5/31/2000
RELATED		PATENT#		MAIL
TYPE	UTL	STATUS PENDING		5/31/2000
CLIENT	07043	REGENTS OF THE UNIVERSITY OF CALIFORNIA		FILE
AGENT				5/31/2000
			CREF 800-045	PUBL
			AREF	ISSUE
				1ST
				5/31/2000
				EXP
				5/31/2020

ID	O	ACTION	BASE	DUE IN	DUE	EXTNS	FINAL	EXT	RESPONSE	CALL UP	1	2	P
ID	Y	IDS W/ PTO-1449	5/31/2000										
AS	Y	ASSIGNMENT	9/26/2000										
INVENTORS TO REGENTS OF UCAL; RECORDED 09/27/00, R/F 011129-0645													
G2	N	MISSING PARTS NOTICE	7/27/2000	2M	9/27/2000	51	2/27/2001	5	9/26/2000	1M	Y	Y	N
FS	N	FILG RCPT STATUS CHK	5/31/2000	6M	11/30/2000		11/30/2000	0	7/27/2000	0M	Y	Y	N
FM	Y	FRML DRAWINGS	5/3/2001										
SC	N	STATUS CHECK	5/31/2000	14M	7/31/2001	0	7/31/2001	0	8/17/2001	0M	Y	Y	N
SI	Y	SUPPL IDS W/PTO-1449	9/14/2001										
RR	N	RESTRICTION REQUIRE	8/17/2001	1M	9/17/2001	51	2/17/2002	5	11/16/2001	15D	Y	Y	N
SI	Y	SUPPL IDS W/PTO-1449	11/16/2001										
RE	N	RESPONSE TO OA	2/1/2002	3M	5/1/2002	31	8/1/2002	3	5/31/2002	1M	Y	Y	N
	N	RR STATUS CHECK	11/16/2001	6M	5/16/2002		5/16/2002	0	2/1/2002	0M	Y	Y	N
SI	Y	SUPPL IDS W/PTO-1449	7/9/2002										
RC	Y	RCE FILED-1.112(B)	9/24/2002										
SA	Y	SUPPL AMENDMENT	11/19/2002										
NA	N	NOTICE OF APPEAL	8/28/2002	3M	11/28/2002	31	2/28/2003	3	9/24/2002	2M	Y	Y	N
RCE FILED 9/24/02													
FR	N	FINAL REJECTION	8/28/2002	3M	11/28/2002	31	2/28/2003	3	9/24/2002	2M	Y	Y	N
RCE FILED 09/24/02													
	N	RE STATUS CHECK	5/31/2002	9M	2/28/2003		2/28/2003	0	8/28/2002	0M	Y	Y	N
RE	N	RESPONSE TO OA	12/9/2002	3M	3/9/2003	31	6/9/2003	3	3/10/2003	1M	Y	Y	N
SC	N	RCE STATUS CHECK	9/24/2002	9M	6/24/2003	0	6/24/2003	0	12/9/2002	0M	Y	Y	N
SUPP AMEND FILED 11/19/02													
RC	Y	RCE FILED-1.112(B)	9/3/2003										
FR	N	FINAL REJECTION	6/12/2003	3M	9/12/2003	31	12/12/2003	3	8/11/2003	2M	Y	Y	N
NA	N	NOTICE OF APPEAL	6/12/2003	3M	9/12/2003	31	12/12/2003	3	9/3/2003	2M	Y	Y	N
AMEND FILED 8/11/03; ADV ACTION DTD 8/26/03; RCE FILED 9/3/03													
	N	RE STATUS CHECK	3/10/2003	9M	12/10/2003		12/10/2003	0	6/12/2003	0M	Y	Y	N
RE	N	RESPONSE TO OA	11/5/2003	3M	2/5/2004	31	5/5/2004	3	5/5/2004	1M	Y	Y	N
TO	N	CASE TO BE ENTERED	1/30/2004	1M	2/29/2004	31	5/30/2004	3	5/25/2004	1M	Y	Y	N
TRANSFERRED-IN PENDING CASE TO BE SENT TO DOCKETING FOR PATTSY ENTRY; PER NMM 3/29/04 EMAIL - MAY NEED TO CORRECT FIGURE 5A;													

SC	N	RCE STATUS CHECK	9/3/2003	9	M	6/3/2004	0	6/3/2004	0	11/5/2003	0	M	Y	Y	N	
GE	N	General Action	5/25/2004	1	M	6/25/2004	2	1	8/25/2004	2	8/9/2004	1	M	Y	Y	N
TRANSFERRED TO F&R 5/04; FILE CHANGE OF ADDRESS & REVOCATION/NEW POA: PER CAB 8/24/04 EMAIL - FILED 8/9/04;																
N	RE STATUS CHECK	5/5/2004	9	M	2/5/2005			2/5/2005	0			0	M	Y	Y	N

INVENTORS

Robert A. Conant
Jocelyn Nee
Kam Y. Lau
Richard S. Muller

ASSIGNEES

REGENTS OF THE UNIVERSITY OF CALIFORNIA

USER-DEFINABLE FIELDS		PATENT FIELDS			
Prev#		SMALL ENTITY	YES	ART UNIT	
Cust#	OTHER	CLAIMS		EXAMINER	
Loc	SV	PUBLICATION#		CONFIRM#	

P60536US00 ENTERED 2/20/2004 MODIFIED 8/25/2004 BY tja ATTORNEYS DJG / DJG / KJW / JAZ

NOTES

TRANSFERRED TO F&R 5/04 FROM PENNIE & EDMONDS; PER NMM 3/29/04 EMAIL -- MAY NEED TO CORRECT FIGURE 5A; PER RETURN POSTCARD RECD 5/14/04 - RESP TO OA FILED 5/5/04;



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

NOTICE OF ALLOWANCE AND FEE(S) DUE

24341 7590 08/11/2004

MORGAN, LEWIS & BOCKIUS, LLP.
 2 PALO ALTO SQUARE
 3000 EL CAMINO REAL
 PALO ALTO, CA 94306

COPY

EXAMINER

ROBINSON, MARK A

ART UNIT

PAPER NUMBER

2872

DATE MAILED: 08/11/2004

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/584,835	05/31/2000	Robert A. Conant	9840-055-999	2586

TITLE OF INVENTION: STAGGERED TORSIONAL ELECTROSTATIC COMBDRIVE AND METHOD OF FORMING SAME

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$0	\$665	11/12/2004

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHT. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPO PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THE STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE REFLECTS A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE APPLIED IN THIS APPLICATION. THE PTOL-85B (OR AN EQUIVALENT) MUST BE RETURNED WITHIN THIS PERIOD EVEN IF NO FEE IS DUE OR THE APPLICATION WILL BE REGARDED AS ABANDONED.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee Transmittal and pay the PUBLICATION FEE (if required) and the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL should be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). Even if the fee(s) have already been paid, Part B - Fee(s) Transmittal should be completed and returned. If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Do not use Block 1 for any change of address)

24341 7590 08/11/2004

MORGAN, LEWIS & BOCKIUS, LLP.
2 PALO ALTO SQUARE
3000 EL CAMINO REAL
PALO ALTO, CA 94306

Note: A certificate of mailing can only be used for domestic mailings of Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Depositor's no
Signature
ID

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/584,835	05/31/2000	Robert A. Conant	9840-055-999	2586

TITLE OF INVENTION: STAGGERED TORSIONAL ELECTROSTATIC COMBDRIVE AND METHOD OF FORMING SAME

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$665	\$0	\$665	11/12/2004
EXAMINER	ART UNIT	CLASS-SUBCLASS			
ROBINSON, MARK A	2872	359-846000			

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.563).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1	_____
2	_____
3	_____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent); ☐ individual ☐ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

- ☐ Issue Fee
☐ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s):

- ☐ A check in the amount of the fee(s) is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☐ The Director is hereby authorized by charge the required fee(s), or credit any overpayment Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is not claiming SMALL ENTITY status. See, e.g., 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other part interest as shown by the records of the United States Patent and Trademark Office.

(Authorized Signature)

(Date)

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 14 Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)

PTOL 85 (Rev 07/04) Approved for use through 04/30/2007

OMB 0651 0013 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/584.835	05/31/2000	Robert A. Conant	9840-055-999	2586

24341	7590	08/11/2004
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MORGAN, LEWIS & BOCKIUS, LLP.
 2 PALO ALTO SQUARE
 3000 EL CAMINO REAL
 PALO ALTO, CA 94306

EXAMINER	
ROBINSON, MARK A	

ART UNIT	PAPER NUMBER
2872	

DATE MAILED: 08/11/2004

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)
 (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 0 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 0 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office Patent Legal Administration at (703) 305-1383. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at (703) 305-8283.

Notice of Allowability	Application No.	Applicant(s)	
	09/584,835	CONANT ET AL	
	Examiner	Art Unit	
	Mark A. Robinson	2872	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

- ☒ This communication is responsive to amendment dated 5/10/04.
- ☒ The allowed claim(s) is/are 31-41, 43, 44, 46-65 and 67-72.
- ☒ The drawings filed on 03 May 2001 are accepted by the Examiner.
- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - ☐ All
 - ☐ Some*
 - ☐ None of the:
 - ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

- ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
- ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
- ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. <input type="checkbox"/> Notice of References Cited (PTO-892)	5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)
2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)	6. <input type="checkbox"/> Interview Summary (PTO-413), Paper No./Mail Date _____
3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____	7. <input type="checkbox"/> Examiner's Amendment/Comment
4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material	8. <input type="checkbox"/> Examiner's Statement of Reasons for Allowance
	9. <input type="checkbox"/> Other _____

U.S. Patent and Trademark Office
PTOL-37 (Rev. 1-04)

Notice of Allowability

Part of Paper No./Mail Date 20040809

Application/Control Number: 09/584,835
Art Unit: 2872

Page 2

Allowable Subject Matter

1. Claims 31-41, 43, 44, 46-65 and 67-72 are allowed.
2. The examiner's statement of reasons for allowance was given previously.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mark Robinson whose telephone number is (571) 272-2319.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Drew Dunn, can be reached at (571) 272-2312. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 308-0956.

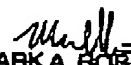
Application/Control Number: 09/584,835
Art Unit: 2872

Page 3

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

MR

8/9/04


MARK A. ROBINSON
PRIMARY EXAMINER

08/09/2004 17:36 FAX 6508395071

FISH & RICHARDSON

001/004

Attorney's Docket No.: 07043-110001
Client's Ref. No.: B00-045-1

OFFICIAL COMMUNICATION FACSIMILE:

OFFICIAL FAX NO: (703) 872-9306

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Applicant : Robert A. Conant et al.
Serial No. : 09/584,835
Filed : May 31, 2000

Art Unit : 2872
Examiner : Mark A. Robinson

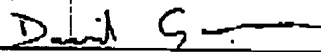
Title : Staggered Torsional Electrostatic Combedrive And Method Of Forming Same

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is a Revocation and New Power of Attorney Document and Fee Address Indication Form, faxed this 9th day of August, 2004, to the United States Patent and Trademark Office.

Respectfully submitted,

Date: August 9, 2004


David J. Goren
Reg. No. 34,609

Fish & Richardson P.C.
500 Arguello Street, Suite 500
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Telephone: (650) 839-5070
Fax: (650) 839-5071

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PAGE 14 * RCVD AT 8/9/2004 8:34:48 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-1/2 * DNIS:8729306 * CSID:6508395071 * DURATION (mm:ss):01-24

PAGE 14/22 * RCVD AT 2/7/2005 4:14:45 PM [Eastern Standard Time] * SVR:USPTO-EFXRF-1/8 * DNIS:8729306 * CSID:6508395071 * DURATION (mm:ss):06-28

08/09/2004 17:36 FAX 6508395071

FISH & RICHARDSON

002/004

Attorney's Docket No.: 07043-001001

IN-THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REVOCATION AND NEW POWER OF ATTORNEY

Under 37 CFR §3.73(b), The Regents of The University Of California, a California Corporation, certifies that it is the assignee of 100% of the right, title and interest in the patents and patent applications listed in the following table by virtue of assignments from the inventors recorded in the Patent and Trademark Office at Reel and Frame numbers provided:

Attorney Docket No.	Application Serial No.	Patent No.	Recordation Date Reel/Frame
07043-105001	08/796,301	5,867,297	Recorded 06/20/1997; Reel/Frame 08611/0490
07043-106001	09/644,398	6,106,751	Recorded 07/02/1998; Reel/Frame 009287/0808
07043-106002	09/454,823	6,375,148 B1	Recorded 07/02/1998; Reel/Frame 009287/0808
07043-107001	08/999,597	6,065,864	Recorded 06/29/1998; Reel/Frame 09291/0318
07043-108001	08/884,867	5,928,207	Recorded 12/12/1997 Reel/Frame 08935/0729
07043-109001	09/478,913	6,406,638	Recorded 03/03/2000; Reel/Frame 010590/0289
07043-110001	09/584,835		Recorded 09/27/2000; Reel/Frame 011129/0645
07043-110002	10/076,296	6,758,983 B2	Recorded 09/27/2000; Reel/Frame 011129/0645
07043-111001	09/106,991	6,187,210	Recorded 10/23/1998; Reel/Frame 9539/0511
07043-112001	09/715,349	6,610,235	Recorded 06/05/2001; Reel/Frame 011880/033

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit August 9, 2004

Signature [Signature]

Nils M. Mc Niffon
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FISH & RICHARDSON

003/004

The undersigned, acting on behalf of the assignee, hereby revokes all powers of attorney previously granted in these applications, and appoints the following practitioners: Roger S. Borovoy, Reg. No. 20,193; Subroto Bose, Reg. No. 55,014; Mary Ann Dillahunty, Reg. No. 34,576; David J. Goren, Reg. No. 34,609; Brian J. Gustafson, Reg. No. 52,978; Tim H. Pham, Reg. No. 48,589; Hans R. Troesch, Reg. No. 36,950; Kelvin M. Vivian, Reg. No. 53,727; Elissa Y. Wang, Reg. No. 48,668; Jennifer A. Zanolco, Reg. No. 54,563, with full power of substitution and revocation, to prosecute the applications and to transact all business in the United States Patent and Trademark Office connected therewith.

Direct all telephone calls to David J. Goren, Reg. No. 34,609, at telephone number (650) 839-5070.

All correspondence regarding these applications should be sent to:

PTO Customer Number:

26181

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: August 4, 2004

Carol Mimura

By: Carol Mimura, Ph.D.

Title: Director, Office of Technology Licensing

The Regents of The University Of California

page 2 of 2

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08/09/2004 17:37 FAX 6508395071

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004/004

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Pro/Sa/122(06/03)

CHANGE OF CORRESPONDENCE ADDRESS Application Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/584,835
	Filing Date	May 31, 2000
	First Named Inventor	Robert A. Conant et al.
	Group Art Unit	2872
	Examiner Name	Mark A. Robinson
	Attorney Docket Number	07043-110001

Please change the Correspondence Address for the above-identified application to:

☒ Customer Number: 26181

☐ Firm or Individual Name David J. Goren

Address
Address
City State Zip
Country United States of America
Telephone (650) 839-5070 Fax (650) 839-5071

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I am the:


☐ Applicant/Inventor.

☐ Assignee of record of the entire interest. Certificate under 37 CFR 3.73(b) is enclosed.

☒ Attorney or agent of record, Registration Number 34,609

☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number 34,609

Typed or Printed Name David J. Goren

Signature 

Date August 9, 2004 Telephone (650) 839-5070

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 1 forms are submitted.

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